

**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

(Approving Proposal for Modification of P.L. 93-638 Contract with the U.S. Department of Interior for Archaeological Protection and Historic Preservation to Include Start-Up Costs)

WHEREAS, pursuant to Resolutions 01-96-016 and 09-98-210, the Tribal Council has attempted to bring the functions and duties discharged by the archaeologist assigned by the U.S. Department of Interior Bureau of Indian Affairs to the Fort Apache Agency; and

WHEREAS, in 2000, the Fort Apache Agency did award CTH52T60761, but did not award the full contract costs or start-up costs requested and instead provided a contract pursuant to the Intergovernmental Personnel Act (P.L. 98-146) to secure the services of its archaeologist; and

WHEREAS, pursuant to Resolution No. 11-2004-271, the Tribe did propose a P.L. 93-638 (25 U.S.C. § 450 *et seq.*) contract with the U.S. Department of Interior for archaeological protection and historic preservation; and

WHEREAS, the Bureau of Indian Affairs Fort Apache Agency neither approved or disapproved the proposal, and the proposal subsequently became a *de facto* contract on or about March 9, 2005; and

WHEREAS, the budget for the proposal did not include start-up costs; and

WHEREAS, the Tribal Historic and Preservation Office did prepare a budget for start-up costs, as attached and incorporated by this reference; and

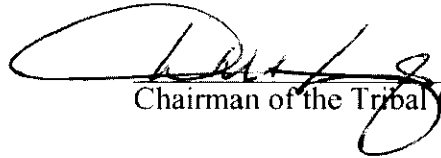
WHEREAS, the Tribal Council finds that the Fort Apache Agency has not provided the technical assistance necessary for the Tribe to assume the functions and duties discharged by the archaeologist assigned by the U.S. Department of Interior Bureau of Indian Affairs to the Fort Apache Agency.

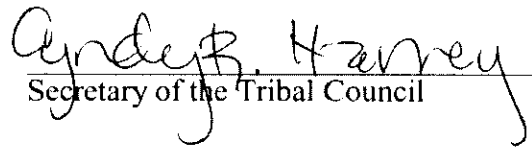
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

1. The proposal to include start-up costs in the *de facto* contract with the U.S. Department of Interior for archaeological protection and historic preservation is hereby approved.
2. The Council hereby requests that the U.S. Department of Interior modify the budget for the archaeological protection and historic preservation contract to include the start-up costs, as attached and incorporated by this reference.
3. The Council further requests that the U.S. Department of Interior provide the technical assistance necessary to the Tribe to ensure that functions and duties discharged by the archaeologist assigned by the Bureau of Indian Affairs to the Fort Apache Agency may be completely assumed by the Tribe and that the full amount of the contract proposal and start-up costs be awarded accordingly.

Resolution No. 07-2005-193

The foregoing resolution was on JULY 13, 2005 duly adopted by a vote of SIX for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (c), (f), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).


Chairman of the Tribal Council


Secretary of the Tribal Council

One-Time Startup Budget
93-638 Contract National Historic Preservation Act Resource Management Technical
Assistance Program (Archeology)

Vehicle for field work 4x4	35,000
Desk top Computer, printer, software	2,500
Laptop computer, software	2,000
Fire Proof filing cabinets	7,000
Map file case	2,000
2-Way Radio-Portable & Vehicle	4,000
Digital Camera	1,000
Scanner	1,300
Global Positioning Unit	3,000
Building Security System	5,000
Office Establishment (Telephones, Electric, Water, and Waste Management)	5,000
TOTAL	67,800.00